

**UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

STATES OF NEW YORK,  
CONNECTICUT, NEW JERSEY,  
RHODE ISLAND and WASHINGTON,  
and COMMONWEALTHS OF  
MASSACHUSETTS and VIRGINIA,

Plaintiffs,

v.

UNITED STATES DEPARTMENT OF  
JUSTICE; and WILLIAM P. BARR, in  
his official capacity as Attorney General  
of the United States,

Defendants.

CIVIL ACTION NO. 1:18-cv-06471  
(Judge Ramos)

**MEMO ENDORSED**

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC # \_\_\_\_\_  
DATE FILED: Sept. 19, 2019

**STIPULATION**

Plaintiffs the States of New York, Connecticut, New Jersey, Rhode Island, and Washington, and the Commonwealths of Massachusetts and Virginia (“Plaintiff States”), and Defendants United States Department of Justice and William P. Barr (“Defendants”), do HEREBY STIPULATE AND AGREE as follows:

1. This stipulation shall remain in effect for a period of 60 days from the date hereof, i.e., until November 17, 2019. On November 17, 2019, and every 30 days thereafter, this stipulation shall automatically be extended for a 30-day period (the “extension term”), except in the case that Defendants give notice to Plaintiff States 14 days in advance of the end of an extension term that Defendants do not agree to renew the stipulation for the next extension term, thus ending the stipulation at the end of the then-operational extension term;

2. For the duration of this stipulation, Defendants shall not disburse, expend, or revert to the Treasury the Fiscal Year (“FY”) 2019 Edward Byrne Memorial Justice Assistance Grant (“Byrne JAG”) funds allocated to Plaintiff States;
3. For the duration of this stipulation, Defendants shall not deny Plaintiff States their respective FY 2019 Byrne JAG awards (in keeping with their respective FY 2019 Byrne JAG formula allocations) on the basis of failure to accept the FY 2019 Byrne JAG award within 45 days of receiving the award documents;
4. If this stipulation is in effect at the time a resolution of this matter on the merits is reached, Defendants shall not deny Plaintiff States their respective FY 2019 Byrne JAG awards for failure to accept the award within the deadline to accept without first advising them in writing of a new period (of not less than 45 days) within which to accept and allowing that period to expire. If after a determination on the merits, Plaintiff States remain eligible for a FY 2019 Byrne JAG award and the Court’s order does not require alteration of the award documents, Defendants will issue a new deadline within 7 days;
5. This stipulation is independent of, and does not alter, amend, or replace, the Stipulations and Orders previously entered and agreed between the Defendants and the Plaintiff States (ECF Nos. 29, 105, 110); and
6. This stipulation applies only to the parties that are currently before the Court in this litigation. No party that is not currently named as a party to this litigation shall be entitled to any rights or benefits whatsoever under this stipulation.

IT IS STIPULATED AND AGREED.

DATED: September 18, 2019

Respectfully submitted,

By: /s/ Nancy M. Trasande

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By: /s/ Daniel s. Mauler

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The application is   X   granted  
\_\_\_\_\_ denied



Edgardo Ramos, U.S.D.J.

Dated: Sept. 19, 2019

New York, New York 10007